60V

## **ACWSCS 0 9 NOV 2004**

FILE COPY

Ø 001

BEST AVAILABLE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket Nos. NOR-016CP2 and 286336.155)

In re Application of: Boyd )

Examiner: Not Yet Assigned

Serial No:

10/748,831

Art Unit: 1623

Filed:

December 30, 2003

For:

HEMATOPOIETIC STEM CELL GENE THERAPY

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to: 703-308-7749, Mail Stop Corrected Filing Received Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450 on the date in Alexander bellow.

11/02/04

Amanda Ripley

Mail Stop Corrected Filing Receipt

Commissioner for Patents

P.O. Box 1450

Arlington, VA 22313-1450

#### REQUEST FOR CORRECTED FILING RECEIPT

Sir:

The Updated Official Filing Receipt mailed on October 19, 2004 in the above-referenced patent application (copy attached) contains errors in the "Domestic Priority" and "Foreign Applications" sections.

Please amend the "Domestic Priority" section to read as follows:

This application is a CIP of 10/399,213 04/14/2003

which is a 371 of PCT/AU01/01291 10/15/2001

which claims benefit from AU PR0745 10/13/2000

This application 10/748,831

claims benefit of 60/527,001 12/05/2003

This application 10/748,831

is a CIP of 10/419,068 04/18/2003

which is a CIP of 09/976,712 10/12/2001 ABN

which is a CIP of 09/969,510 10/01/2001 ABN

which is a CIP of 09/966,576 09/26/2001 ABN

which is a CIP of 09/758,910 01/10/2001 ABN

which is a CIP of 09/795,286 10/13/2000 ABN

which is a CIP of AU PR0745 10/13/2000

and said 09/795,286

is a CIP of PCT/AU00/00329 04/17/2000

which claims benefit of AU PP9778 04/15/1999

and said 09/758,910

is a CIP of 09/795,302 10/13/2000 ABN

which is a CIP of PCT/AU00/00329 04/17/2000

which claims benefit of AU PP9778 04/15/1999.

Please amend the "Foreign Applications" section as follows:

AUSTRALIA PP9778 04/15/1999

AUSTRALIA PR0745 10/13/2000

AUSTRALIA PCT/AU00/00329 04/17/2000

AUSTRALIA PCT/AU01/01291 10/15/2001

No fees are believed to be due in connection with this communication. However, please charge any fees are due and/or credit any overpayment to Deposit Account No. 08-0219.

WILMER CUTLER PICKERING

HALE AND DORR LLP 60 State Street Boston, MA 02109

(617) 526-6000

(617) 526-5000 (Facsimile)

Respectfully submitted,

Ann-Louise Kerner, Ph.D.

Reg. No. 33,523

Attorney/Agent for Applicant

BEST AVAILABLE COPY

Page 2 of 2

### REDI WANTURE COPY



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMER United States Patent and Trudemark Office.
Address COMMISSIONER FOR PATENTS
PO. Day 1450
Advanced March 2733-1450

Acarmin Anima 57313-1430				
FTNO	DRAWINGS	TOT CLMS	IND CLM	5

FILING OR 371 ART UNIT FIL FEE REC'D ATTY DOCKE APPL NO. (c) DATE 1282 NOR-016CP2 and 286336.155 1623 10/748,831 12/30/2003

CONFIRMATION NO. 1793

UPDATED FILING RECEIPT

"OC000000014130621"

Date Mailed: 10/19/2004

23483 WILMER CUTLER PICKERING HALE AND DORR LLP OCT 2 1 2003 **60 STATE STREET** BOSTON, MA 02109

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE. NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. It an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested correction: (if appropriate).

Applicant(s)

Richard L. Boyd, Hampton, AUSTRALIA;

#### Assignment For Published Patent Application

Monash University

Power of Attorney: The patent practitioners associated with Customer Number 23483.

#### Domestic Priority data as claimed by applicant

This apply claims benefit of 60/527,001 12/05/2003 and is a CIP of 10/419,068 04/18/2003 which is a CIP of 09/976,712 10/12/2001 ABN which is a CIP of 09/969,510 10/01/2001 ABN which is a CIP of 09/966,576 09/26/2001 ABN which is a CIP of 09/758,910 01/10/2001 ABN which is a CIP of 09/795,286 10/13/2000 ABN and is a CIP of 09/795,302 10/13/2000 ABN which is a CIP of PCT/AU00/00329 04/17/2000

#### Foreign Applications

AUSTRALIA PP9778 04/15/1999 AUSTRALIA PR0745 10/13/2000 AUSTRALIA PCT/AU01/01291 10/15/2002

If Required, Foreign Filing License Granted: 08/07/2004

WILMER CUTLER PICKERING HALE and DORR LLP DOCKETING Action Date: Action to be Taken: Dockered By: SMI

## WCPHAND D LLP BEST AVAILABLE CORY @ 004 ge 2 of 2

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/748,831

Projected Publication Date: 01/27/2005

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

Hematopoietic stem cell gene therapy

**Preliminary Class** 

514

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date the positive of the license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).